

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF SAN BERNARDINO COUNTY, CALIFORNIA
AND RECORD OF ACTION**

FEBRUARY 29, 2000

FROM: KEN A. MILLER, Director
Transportation/Flood Control

SUBJECT: **LABOR AND MATERIAL SECURITIES, MAINTENANCE SECURITIES
TRACT 13773, BLOOMINGTON AREA**

RECOMMENDATION:

- 1) Release the labor and material securities for "road and drainage" and "water" in the amounts of \$196,000 (Surety) and \$33,000 (Surety) respectively, for Tract 13773 located in the Bloomington area.
- 2) Release the maintenance securities for "road and drainage" and "water" in the amounts of \$98,000 (Surety) and \$16,500 (Surety) respectively, for Tract 13773 located in the Bloomington area.

BACKGROUND INFORMATION: Agreements and securities were accepted by Board action on November 25, 1997 to guarantee the construction of the required road, drainage and water facilities for Tract 13773 located between Marygold Avenue, Alder Avenue, Valley Boulevard and Palmetto Avenue in the Bloomington area. On February 9, 1999, the Board of Supervisors accepted Tangelo Avenue, Iris Drive, Lombardy Avenue, Lombardy Lane and Marygold Avenue, which are located within the boundary of Tract 13773, into the County Maintained Road System and reduced the road, drainage and water performance securities to maintenance securities. Marygold Mutual Water Company accepted construction of the water facilities as being built substantially in accordance with approved plans and specifications. The Clerk of the Board has received no notice of liens filed against this tract. The developer was required to guarantee the work for a period of one year following completion and acceptance thereof against any defective work or labor performed or defective material furnished. The road and drainage improvements were inspected by the Department and were found acceptable. The period of one year following completion of the improvements and acceptance thereof has passed. The agreement principal is Tract 13773, L.L.C., 10390 Commerce Center Drive, Suite 250, Rancho Cucamonga, CA 91730. Approval by the Board of Supervisors is required to release labor and material securities and maintenance securities in accordance with County Code Sections 83.041125(a)(4)(B) & (C).

REVIEW BY OTHERS: This item was reviewed by Deputy County Counsel Charles S. Scolastico on February 2, 2000.

FINANCIAL IMPACT: The construction of the required improvements for Tract 13773 was accomplished by the Developer at no direct cost to the County.

SUPERVISORIAL DISTRICT: 5th

PRESENTER: Ken A. Miller

Record of Action of the Board of Supervisors